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FAX COVER SHEET

Date: August 30, 2006

To: Commissioner of Patents
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Art Unit 1641

Fax Number: 571-273-8300

From: Jacqueline S. Bley
Patent Administrator & Paralegal

Fax Number: 650-624-4489 **Telephone Number:** 650-624-4585

Number of Pages (Including Cover): 6

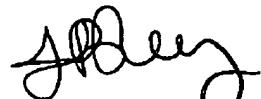
Re: **Serial Number:** 10/813,412
Attorney Docket Number: 131.04US

Attached please find the following documents for filing:

1. Transmittal Form;
2. Fee Transmittal (2 copies); and
3. Response to Restriction Requirement.

Thank you and please contact me if you have any questions.

Sincerely,



Jacqueline S. Bley
Patent Administrator & Paralegal

Aimee Wallace (650-739-3900)

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AUG 30 2006

TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		Application Number	10/813,412
		Filing Date	March 30, 2004
		First Named Inventor	Po-Ying Chan-Hui
		Group Art Unit Number	1641
		Examiner Name	Davis, Deborah A.
Total Number of Pages in This Submission	5	Attorney Docket Number	131.04US

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <input type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input checked="" type="checkbox"/> Amendment/Response: [2] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): <input type="checkbox"/> [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> <u>Fee Transmittal for FY 2006 (in duplicate)</u> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:			
Print Name:	H. Thomas Anderton, Jr.		
Attorney/Reg. No.:	40,895		Dated: 8/30/06

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Commissioner for Patents at the facsimile number indicated below.			
Signature:			
Typed or Printed Name:	Jacqueline S. Bley	Dated:	8/30/06
Facsimile Number:	571-273-8300		

A1000/00103/DOCS/951157.1

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FEE TRANSMITTAL for FY 2006		<i>Complete if Known</i>	
		Application Number	10/813,412
		Filing Date	March 30, 2004
		First Named Inventor	Po-Ying Chan-Hui
		Examiner Name	Davis, Deborah A.
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	1641
TOTAL AMOUNT OF PAYMENT (\$) 225		Attorney Docket No.	131.04US

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																																					
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number 502266 Deposit Account Name Aclara Biosciences Inc.		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>Fee Code (\$)</td><td>Fee Code (\$)</td><td>Fee Description</td><td>Fee Paid</td></tr> <tr><td>1051</td><td>130</td><td>2051 65 Surcharge - late filing fee or oath or declaration</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052 25 Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053 130 Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812 2,520 For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804 920* Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805 1,840* Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251 60 Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>450</td><td>2252 225 Extension for reply within second month</td><td>\$225</td></tr> <tr><td>1253</td><td>1020</td><td>2253 510 Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,590</td><td>2254 795 Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,180</td><td>2255 1,080 Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401 250 Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402 250 Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,000</td><td>2403 500 Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451 1,510 Petition to Institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>500</td><td>2452 250 Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,500</td><td>2453 750 Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,400</td><td>2501 700 Utility Issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>800</td><td>2502 400 Design Issue fee</td><td></td></tr> <tr><td>1503</td><td>1100</td><td>2503 550 Plant Issue fee</td><td></td></tr> <tr><td>1480</td><td>—</td><td>1460 — Petitions to the Director</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807 50 Processing fee for Provisional Applications</td><td></td></tr> <tr><td>1808</td><td>180</td><td>1808 180 Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021 40 Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>790</td><td>2809 395 Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>790</td><td>2810 395 For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>790</td><td>2801 395 Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802 900 Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="4">Other fee (specify) _____</td></tr> <tr> <td colspan="2">SUBTOTAL (1) (\$)</td> <td colspan="2">SUBTOTAL (3) (\$225)</td> </tr> <tr> <td colspan="4"> <small>*or number previously paid, if greater; For Reissues, see above</small> <small>Reduced by Basic Filing Fee Paid</small> </td> </tr> </tbody></table>		Large Entity	Small Entity	Fee Description	Fee Paid	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid	1051	130	2051 65 Surcharge - late filing fee or oath or declaration		1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet		1053	130	1053 130 Non-English specification		1812	2,520	1812 2,520 For filing a request for ex parte reexamination		1804	920*	1804 920* Requesting publication of SIR prior to Examiner action		1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action		1251	120	2251 60 Extension for reply within first month		1252	450	2252 225 Extension for reply within second month	\$225	1253	1020	2253 510 Extension for reply within third month		1254	1,590	2254 795 Extension for reply within fourth month		1255	2,180	2255 1,080 Extension for reply within fifth month		1401	500	2401 250 Notice of Appeal		1402	500	2402 250 Filing a brief in support of an appeal		1403	1,000	2403 500 Request for oral hearing		1451	1,510	1451 1,510 Petition to Institute a public use proceeding		1452	500	2452 250 Petition to revive - unavoidable		1453	1,500	2453 750 Petition to revive - unintentional		1501	1,400	2501 700 Utility Issue fee (or reissue)		1502	800	2502 400 Design Issue fee		1503	1100	2503 550 Plant Issue fee		1480	—	1460 — Petitions to the Director		1807	50	1807 50 Processing fee for Provisional Applications		1808	180	1808 180 Submission of Information Disclosure Stmt		8021	40	8021 40 Recording each patent assignment per property (times number of properties)		1809	790	2809 395 Filing a submission after final rejection (37 CFR 1.129(a))		1810	790	2810 395 For each additional invention to be examined (37 CFR 1.129(b))		1801	790	2801 395 Request for Continued Examination (RCE)		1802	900	1802 900 Request for expedited examination of a design application		Other fee (specify) _____				SUBTOTAL (1) (\$)		SUBTOTAL (3) (\$225)		<small>*or number previously paid, if greater; 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SUBMITTED BY		<i>Complete (if applicable)</i>		
Name (Print/Type)	H. Thomas Anderton, Jr.	Registration No. (Attorney/Agent)	40,895	Telephone 650-624-4198
Signature			Date	8/30/06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 30 2006

Application of: Chan Hui, et al. Confirmation No.: 5633
Serial No.: 10/813,412 Art Unit: 1641
Filed: March 30, 2004 Examiner: Davis, Deborah A.
For: ErbB Heterodimers as Biomarkers Attorney Docket No: 131.04US

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this communication is being sent by facsimile transmission in accordance with §1.6(d) addressed to Mail Stop: Amendment, No. (571) 273-8300, The Commissioner for Patents, P.O. 1450, Alexandria, VA 22313-1450 on the date shown below.

Date: 8-30-06

By: J. Bley
Jacqueline S. Bley

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This paper responds to the Office Communication mailed May 30, 2006, in connection with the above-identified patent application.

08/31/2006 TL0111 00000034 502266 10813412
01 FC:2252 225.00 DA